



STATE OF CALIFORNIA—DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES
STATE ENGINEER

License for Diversion and Use of Water

APPLICATION 6032

PERMIT 3452

LICENSE 4242

THIS IS TO CERTIFY, That Pacific Gas and Electric Company
245 Market Street
San Francisco, California,
has made proof as of July 1, 1954,
(the date of inspection) to the satisfaction of the State Engineer of California of a right to the use of the water of
(1) Bear River and (2) Cold or (Cole) Creek in Amador County

tributary to North Fork Mokelumne River

for the purpose of power use

under Permit 3452

of the Department of Public Works and that said right to the use of said water has been perfected in accordance with the laws of California, the Rules and Regulations of the Department of Public Works and the terms of the said permit; that the priority of the right herein confirmed dates from August 29, 1928; and that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to the amount actually beneficially used for said purposes and shall not exceed two hundred (200) cubic feet per second by direct diversion from either or both sources to be diverted from January 1 to December 31 of each year and forty-nine thousand seventy-nine (49,079) acre-feet per annum by storage to be collected from about November 1 of each year to about July 15 of the succeeding year. Withdrawal from storage is limited to forty-eight thousand nine hundred ninety-five (48,995) acre-feet in any one year.

The points of diversion of such water are located as follows:

- (1) Point of direct diversion and diversion to storage from Bear River, north seventy degrees ten minutes west (N 70° 10' W) one thousand eighty-two and three-tenths (1,082.3) feet from S $\frac{1}{4}$ corner of Section 18, T8N, R16E, MDB&M, being within SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 18.
- (2) Point of direct diversion from Cold or (Cole) Creek, north fifty-one degrees thirty-eight minutes thirty seconds east (N 51° 38' 30" E) three thousand six hundred ninety and fifty-two hundredths (3,590.52) feet from SW corner of Section 28, T8N, R16E, MDB&M, being within NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 28.

The points of redirection of such water from natural channels are located as follows:

After use through Salt Springs Power Plant water flows directly into the Tiger Creek conduit and thence into a regulating reservoir on Tiger Creek. It is redirected therefrom to Tiger Creek conduit at a point north sixty-two degrees forty-seven minutes west (N 62° 47' W) two thousand one hundred twenty-four and forty-eight hundredths (2,124.48) feet from E $\frac{1}{4}$ corner of Section 8, T7N, R14E, MDB&M, being within SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 8.

After use through Tiger Creek Power Plant the water flows directly into the Tiger Creek afterbay. The point of redirection from North Fork Mokelumne River to the West Point Conduit is located north sixty-nine degrees fifty-five minutes east (N 69° 55' E) two thousand ninety-eight and two-tenths (2,098.2) feet from S $\frac{1}{4}$ corner of Section 23, T7N, R13E, MDB&M, being within SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 23.

After use through West Point Power Plant the water is diverted directly to the Electra Conduit. This water is augmented by redirection from the North Fork of Mokelumne River, at a point north twenty-nine degrees fifteen minutes west (N 29° 15' W) four thousand three hundred sixty-eight and eight-hundredths (4,368.08) feet from SE corner of Section 33, T7N, R13E, MDB&M, being within the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 33.

A description of the lands or the place where such water is put to beneficial use as follows:

At Salt Springs Power House within SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 33, T8N, R16E, MDB&M
At Tiger Creek Power House within SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 24, T7N, R13E, MDB&M
At West Point Power House within SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 33, T7N, R13E, MDB&M
At Electra Power House within SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 33, T6N, R12E, MDB&M

The water is released into North Fork Mokelumne River within SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 33, T6N, R12E, MDB&M.

All rights and privileges under this license including method of diversion, method of use and quantity of water diverted are subject to the continuing authority of the Department acting through the State Engineer in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time to time by the State Engineer.

The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein specified and to the lands or place of use herein described.

This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the Department.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

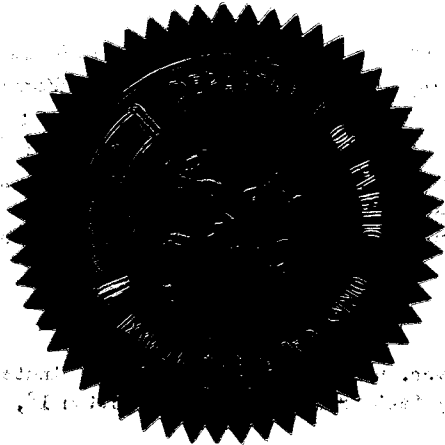
Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property can not agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.



Witness my hand and the seal of the Department of Public Works of the State of California, this 21st day of March, 1956

HARVEY O. BANKS,
Assistant State Engineer

By *[Signature]*
Harvey O. Banks, Jr., C.E. Jopson
Assistant State Engineer

4242

LICENSE

STATE OF CALIFORNIA—DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER RESOURCES
STATE ENGINEER

LICENSE
TO APPROPRIATE WATER

Pacific Gas and
Electric Company

DATED MAR 21 1956

22

2